



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

RESEARCH APPENDIX - **PLEASE DO NOT REMOVE FROM DRAFTING FILE**

Date Transfer Requested: 05/12/2011 (Per: PG)

A ➡ The 2011 drafting file for LRB-1653

B ➡ The 2011 drafting file for LRB-1654

C ➡ The 2011 drafting file for LRB-1655

D ➡ The 2011 drafting file for LRB-1664

E ➡ The 2011 drafting file for LRB-1696

F ➡ The 2011 drafting file for LRB-1697

G ➡ The 2011 drafting file for LRB-1702

H ➡ The 2011 drafting file for LRB-1703

I ➡ The 2011 drafting file for LRB-1710

J ➡ The 2011 drafting file for LRB-1747

➡ Compile Draft – Appendix E

has been copied/added to the drafting file for

2011 LRB-2066

2011 DRAFTING REQUEST**Bill**Received: **03/18/2011**Received By: **tkuczens**Wanted: **As time permits**

Companion to LRB:

For: **Steve Kestell (608) 266-8530**By/Representing: **Chris Kulow**

May Contact:

Drafter: **tkuczens**Subject: **Education - school finance**

Addl. Drafters:

Extra Copies: **pg**Submit via email: **YES**Requester's email: **Rep.Kestell@legis.wisconsin.gov**Carbon copy (CC:) to: **tracy.kuczynski@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Change date of school board levy certification

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	tkuczens 03/20/2011	jdyer 03/21/2011		_____			
/1			phenry 03/21/2011	_____	sbasford 03/21/2011		

FE Sent For:

<END>

2011 DRAFTING REQUEST

Bill

Received: 03/18/2011

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Companion to LRB:

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FE Sent For:

<END>

Kuczenski, Tracy

From: Kulow, Chris
Sent: Friday, March 11, 2011 9:02 AM
To: Grant, Peter; Kuczenski, Tracy
Subject: Education Omnibus Bill
Attachments: Eduomnibus.doc

Peter/Tracy,

Hopefully you didn't quit or jump out a window after seeing the subject line of this email. This is a list of primarily mandate relief initiatives that we want to do in one omnibus bill. Let me know if you need more direction on any of these items listed.

Also, could you update me on the progress of our "misuse of school district technology" (looking at porn at school) draft? I know there were some questions in the past and just want to make sure you have what you need.

Thanks,

Christopher Kulow
Office of State Representative Steve Kestell
15 West - State Capitol; 266-8530
<http://kestell.assembly.wisconsin.gov>

3/20/2011

TK ✓ 21) Move back the date for levy certification

Section 120.12 (3), Wis. Stats., requires that annually on or before November 1, each school board must set the district tax levy (an amount necessary to be raised to operate and maintain the schools of the school district and public library facilities operated by the school district). In addition, on or before November 6, the school district clerk shall certify the appropriate amount so determined to each appropriate municipal clerk (i.e., the clerk of each municipality having territory within the school district).

In even-numbered years when there are referendum elections scheduled for the regular November general election day, questions arise about the above requirement that the levy be finally determined by Nov. 1 and certified over to the municipal clerks by Nov. 6.

If a school district has either a building (debt issuance) or revenue limit override referendum question on the November General election ballot, they levy amount could change depending on the outcome of the referendum. Often, the General election date is later than Nov. 6.

Amend current law to change the levy certification date to on or before November 10.



State of Wisconsin
2011 - 2012 LEGISLATURE



LRB-1243/P2
TKK/jld/s

LMM12

Keep

DOA:.....Hanle, BB0285 - Property tax levy certification date

FOR 2011-13 BUDGET - NOT READY FOR INTRODUCTION

3/20/11

✓
Gen
① AN ACT... relating to: the budget ✓ changing the date by which a school district must certify the amount of its property tax levy

Analysis by the Legislative Reference Bureau

EDUCATION

PRIMARY AND SECONDARY EDUCATION

Under current law, each school board must annually determine the amount necessary to be raised to operate and maintain the schools of the school district and must, on or before November 6, certify that amount to the municipal clerk to assess and enter onto the tax rolls. This bill provides that, in years in which a November general election is held, the school board must certify the amount to be assessed on or before the seventh calendar day after the day of the general election. ✓ November 10

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 2 SECTION 1. 120.12 (3) (a), (b) and (c) of the statutes are amended to read: ✓
3 120.12 (3) (a) ~~On~~ Annually on or before November 1, determine the amount
4 necessary to be raised to operate and maintain the schools of the school district and
5 public library facilities operated by the school district under s. 43.52, if the annual

1 meeting has not voted a tax sufficient for such purposes for the school year. On
2 Annually on or before November 6, or, in those years in which a November general
3 election is held, ^{or November 10} the 7th calendar day after the day of the general election, the school
4 district clerk shall certify the appropriate amount so determined to each appropriate
5 municipal clerk who shall assess the amount certified and enter it on the tax rolls
6 as other school district taxes are assessed and entered.

7 (b) If a tax sufficient to operate and maintain the schools of a school district for
8 the ensuing school year has not been determined, certified and levied prior to the
9 effective date of school district reorganization under ch. 117 affecting any territory
10 of the school district, the school board of the affected school district shall determine,
11 on or before the November 1 following the effective date of the reorganization, the
12 amount of deficiency in operation and maintenance funds on the effective date of the
13 reorganization which should have been paid by the property in the affected school
14 district if the tax had been determined, certified and assessed prior to the effective
15 date of the reorganization. On or before November 6, or, in those years in which a
16 November general election is held, ^{or November 10} the 7th calendar day after the day of the general
17 election, the school district clerk shall certify the appropriate amount to each
18 appropriate municipal clerk who shall assess, enter and collect the amount as a
19 special tax on the property. This paragraph does not affect the apportionment of
20 assets and liabilities under s. 66.0235.

21 (c) If on or before November 1 the school board determines that the annual
22 meeting has voted a tax greater than that needed to operate the schools of the school
23 district for the school year, the school board may lower the tax voted by the annual
24 meeting. On or before November 6, or, in those years in which a November general
25 election is held, ^{or November 10} the 7th calendar day after the day of the general election, the school

1 district clerk shall certify the appropriate amount so determined to each appropriate
2 municipal clerk who shall assess the amount certified to him or her and enter it on
3 the tax rolls in lieu of the amount previously reported.

4 SECTION 2. 120.17 (8) (a) [✓] of the statutes is amended to read:

5 120.17 (8) (a) Annually on or before November 6, or, in those years in which a

6 November general election is held, (the 7th calendar day after the day of the general ✓

7 election). ^{November 10 ✓} deliver to the clerk of each municipality having territory within the school

8 district a certified statement showing that proportion of the amount of taxes voted

9 and not before reported, and that proportion of the amount of tax to be collected in

10 such year, if any, for the annual payment of any loan to be assessed on that part of

11 the school district territory lying within the municipality. Such proportion shall be

12 determined from the full values certified to the school district clerk under s. 121.06

13 (2).

14 (END)



State of Wisconsin
2011 - 2012 LEGISLATURE



LRB-1696/1
TKK:jld:ph

2011 BILL

1 **AN ACT to amend** 120.12 (3) (a), (b) and (c) and 120.17 (8) (a) of the statutes;
2 **relating to:** changing the date by which a school district must certify the
3 amount of its property tax levy.

Analysis by the Legislative Reference Bureau

Under current law, each school board must annually determine the amount necessary to be raised to operate and maintain the schools of the school district and must, on or before November 6, certify that amount to the municipal clerk to assess and enter onto the tax rolls. This bill provides that, in years in which a November general election is held, the school board must certify the amount to be assessed on or before November 10.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 **SECTION 1.** 120.12 (3) (a), (b) and (c) of the statutes are amended to read:
5 120.12 (3) (a) On Annually on or before November 1, determine the amount
6 necessary to be raised to operate and maintain the schools of the school district and
7 public library facilities operated by the school district under s. 43.52, if the annual

BILL

SECTION 1

1 meeting has not voted a tax sufficient for such purposes for the school year. ~~On~~
2 Annually on or before November 6, or, in those years in which a November general
3 election is held, November 10, the school district clerk shall certify the appropriate
4 amount so determined to each appropriate municipal clerk who shall assess the
5 amount certified and enter it on the tax rolls as other school district taxes are
6 assessed and entered.

7 (b) If a tax sufficient to operate and maintain the schools of a school district for
8 the ensuing school year has not been determined, certified and levied prior to the
9 effective date of school district reorganization under ch. 117 affecting any territory
10 of the school district, the school board of the affected school district shall determine,
11 on or before the November 1 following the effective date of the reorganization, the
12 amount of deficiency in operation and maintenance funds on the effective date of the
13 reorganization which should have been paid by the property in the affected school
14 district if the tax had been determined, certified and assessed prior to the effective
15 date of the reorganization. On or before November 6, or, in those years in which a
16 November general election is held, November 10, the school district clerk shall
17 certify the appropriate amount to each appropriate municipal clerk who shall assess,
18 enter and collect the amount as a special tax on the property. This paragraph does
19 not affect the apportionment of assets and liabilities under s. 66.0235.

20 (c) If on or before November 1 the school board determines that the annual
21 meeting has voted a tax greater than that needed to operate the schools of the school
22 district for the school year, the school board may lower the tax voted by the annual
23 meeting. On or before November 6, or, in those years in which a November general
24 election is held, November 10, the school district clerk shall certify the appropriate
25 amount so determined to each appropriate municipal clerk who shall assess the

BILL

1 amount certified to him or her and enter it on the tax rolls in lieu of the amount
2 previously reported.

3 **SECTION 2.** 120.17 (8) (a) of the statutes is amended to read:

4 120.17 (8) (a) Annually on or before November 6, or, in those years in which a
5 November general election is held, November 10, deliver to the clerk of each
6 municipality having territory within the school district a certified statement
7 showing that proportion of the amount of taxes voted and not before reported, and
8 that proportion of the amount of tax to be collected in such year, if any, for the annual
9 payment of any loan to be assessed on that part of the school district territory lying
10 within the municipality. Such proportion shall be determined from the full values
11 certified to the school district clerk under s. 121.06 (2).

12 (END)